

2462CR002055 Commonwealth vs. Muchiri, Walter

- Case Type:
- Criminal
- File Date
- 04/29/2024
- Initiating Action:
- OUI-LIQUOR OR .08% c90 §24(1)(a)(1)
- Case Judge:

[All Information](#) [Party](#) [Charge](#) [Event](#) [Docket](#) [Disposition](#)

Party Information

Muchiri, Walter
- Defendant

[Alias](#)

Party Attorney

- Attorney
- Griffis, Esq., Darren T
- Bar Code
- 675627
- Address
- Rudolf, Smith, Griffis and Ruggieri, LLP
- 446 Main St
- Suite 1503
- Worcester, MA 01608
- Phone Number
- (508)425-6330

[More Party Information](#)

Party Charge Information

• **Muchiri, Walter**
• - Defendant

Charge # 1:

90/24/J-6 - Misdemeanor - more than 100 days incarceration OUI-LIQUOR OR .08% c90 §24(1)(a)(1)

Counts:

- Original Charge
- 90/24/J-6 OUI-LIQUOR OR .08% c90 §24(1)(a)(1) (Misdemeanor - more than 100 days incarceration)
- Amended Charge

- Jurisdiction
- Worcester
- Date of Offense
- 04/28/2024

• **Muchiri, Walter**
• - Defendant

Charge # 2:

90/24/E-2 - Misdemeanor - more than 100 days incarceration NEGLIGENCE OPERATION OF MOTOR VEHICLE c90 §24(2)(a)

Counts:

- Original Charge
- 90/24/E-2 NEGLIGENCE OPERATION OF MOTOR VEHICLE c90 §24(2)(a) (Misdemeanor - more than 100 days incarceration)
- Amended Charge

- Jurisdiction
- Worcester
- Date of Offense
- 04/28/2024

• **Muchiri, Walter**
• - Defendant

Charge # 3:

90/34J-2 - Misdemeanor - more than 100 days incarceration UNINSURED MOTOR VEHICLE c90 §34J

Counts:

- Original Charge
- 90/34J-2 UNINSURED MOTOR VEHICLE c90 §34J (Misdemeanor - more than 100 days incarceration)
- Amended Charge

- Jurisdiction
- Worcester
- Date of Offense
- 04/28/2024

Events

<u>Date</u>	<u>Session</u>	<u>Location</u>	<u>Type</u>	<u>Event Judge</u>	<u>Result</u>
04/29/2024 08:55 AM	1st Session, Ctrm 14		Arraignment		Held - Personal Recog. Release
05/03/2024 09:00 AM	2nd Session, Ctrm 15		Pretrial Hearing		Defendant defaulted-FI to Appear
08/09/2024 09:00 AM	Video Conference Session`		Default Removal Hearing		Reschedule of Hearing
08/27/2024 09:00 AM	Video Conference Session`		Default Removal Hearing		Held - Default Removed - CR
09/26/2024 09:00 AM	Video Session Courtroom 15		Pretrial Hearing		Held-PT
10/25/2024 09:30 AM	3rd Session, Ctrm 23 (WOR CR JURY)		Motion Hearing (CR)		Held - Motion allowed
10/30/2024 08:30 AM	Video Session Courtroom 23		Jury Trial (CR)		Reschedule of Hearing
11/13/2024 08:30 AM	Video Session Courtroom 23		Jury Trial (CR)		Reschedule of Hearing
12/11/2024 08:30 AM	Video Session Courtroom 23		Jury Trial (CR)		Reschedule of Hearing
01/07/2025 08:30 AM	Video Session Courtroom 23		Jury Trial (CR)		Not Held
01/23/2025 08:30 AM	Video Session Courtroom 23		Jury Trial (CR)		Not Held
02/12/2025 09:00 AM	Video Session Courtroom 23		Hearing to Review Status		

Docket Information

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
04/29/2024	Criminal Complaint issued from Electronic Application: Originating Court: Worcester District Court Case Number: 2462AC002317-AR Receiving Court: Worcester District Court ;			
04/29/2024	Complaint issued upon new arrest.			
04/29/2024	Statement of facts filed.			
04/29/2024	Event Resulted: Arraignment scheduled on: 04/29/2024 08:55 AM Has been: Held - Personal Recog. Release Hon. Timothy M Bibaud, Presiding			
04/29/2024	Defendant arraigned before Court, advised of right to counsel. Judge: Bibaud, Hon. Timothy M		1	
04/29/2024	Committee for Public Counsel Services appointed. Judge: Bibaud, Hon. Timothy M			
04/29/2024	Plea of Not Guilty entered on all charges. Judge: Bibaud, Hon. Timothy M			
04/29/2024	Bail revocation warning (276/58) given to the defendant Judge: Bibaud, Hon. Timothy M			
04/29/2024	Released on Personal Recognizance Judge: Bibaud, Hon. Timothy M			
04/29/2024	Appearance filed for the purpose of Case in Chief by Judge Hon. Timothy M Bibaud.		2	
05/03/2024	Event Resulted: Pretrial Hearing scheduled on: 05/03/2024 09:00 AM			

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
	Has been: Defendant defaulted-FI to Appear Hon. Michael G Allard - Madaus, Presiding			
05/03/2024	Default Warrant ordered to issue. Judge: Allard - Madaus, Hon. Michael G		3	
08/01/2024	Defendant's request for speedy trial filed. Judge: D'Andrea, Brian		4	
08/02/2024	Habeas Corpus for prosecution issued to Plymouth County House of Correction returnable for 08/09/2024 09:00 AM Default Removal Hearing: Further Orders: The Commonwealth of Massachusetts is hereby ordered to return to ICE the defendant named above, immediately upon his release from the physical custody of the Commonwealth, or following his hearing before this court on the date and time indicated above. The Commonwealth of Massachusetts has appointed Plymouth County Sheriff's Dept to pick up and transfer to and from said court listed above. The current jail location that holds the defendant named above will be notified by ICE of this transportation and be ordered to have ready and available the morning of the court date listed. ****IN PERSON RM 14****			
08/02/2024	Document and/or notice received and filed on criminal case to wit Defendant's miscellaneous correspondence		5	
08/09/2024	Event Resulted: Default Removal Hearing scheduled on: 08/09/2024 09:00 AM Has been: Reschedule of Hearing For the following reason: Habeas Corpus issued but defendant not present Hon. Robert J. Pellegrini, Presiding			
08/14/2024	Habeas Corpus Writ issued to Plymouth County House of Correction for Walter Muchiri, detainee presently in the custody of United States Custom Enforcement for his-her appearance on 08/27/2024 09:00 AM Default Removal Hearing. The Sheriff of Plymouth County to arrange for the detainee's presence as a defendant at the scheduled court hearing. *****IN PERSON RM 14**** Judge: D'Andrea, Brian			
08/14/2024	Form generated: Habeaus Corpus for Detainee in the Custody of ICE Sent On: 08/14/2024 14:36:49 Submitted On: 08/14/2024 14:36:59			
08/27/2024	Event Resulted: Default Removal Hearing scheduled on: 08/27/2024 09:00 AM Has been: Held - Default Removed - CR Hon. Michael G Allard - Madaus, Presiding			
08/27/2024	Defendant before Court on Warrant, Warrant recalled as served. Judge: Allard - Madaus, Hon. Michael G			
08/27/2024	Warrant recalled: Judge: Allard - Madaus, Hon. Michael G			
08/27/2024	Warrant recalled: Default Warrant cancelled on 08/27/2024 for Muchiri, Walter			
08/27/2024	Bail ordered: \$ \$1,000.00 surety bond or \$ \$100.00 cash. Judge: Allard - Madaus, Hon. Michael G			
08/27/2024	Reasons for ordering bail. Judge: Allard - Madaus, Hon. Michael G		6	
08/27/2024	Defendant is ordered committed to Worcester County House of Correction in lieu of having posted bail in the amount ordered: (\$1,000.00 Bond; \$100.00 Cash), returnable for 09/26/2024 09:00 AM Pretrial Hearing; mittimus issued. Court location of next event (if not your court): Further Orders: **VIDEO CONF RM 15**		7	
08/27/2024	Appearance filed for the purpose of Case in Chief by Judge Hon. Michael G Allard - Madaus.		8	
09/24/2024	Habeas Corpus Writ issued to Plymouth County House of Correction for Walter Muchiri, detainee presently in the custody of United States Custom Enforcement for his-her appearance on 09/26/2024 09:00 AM Pretrial Hearing. The Sheriff of Worcester County to arrange for the			

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
	<p>detainee's presence as a defendant at the scheduled court hearing. **VIDEO CONF RM 15**</p> <p>Judge: Allard - Madaus, Hon. Michael G</p>			
09/24/2024	<p>Form generated:</p> <p>Habeas Corpus for Detainee in the Custody of ICE Sent On: 09/24/2024 14:22:07 Submitted On: 09/24/2024 14:23:30</p>			
09/26/2024	<p>Event Resulted: Pretrial Hearing scheduled on: 09/26/2024 09:00 AM Has been: Held-PT Hon. Jennifer L Ginsburg, Presiding</p>			
09/26/2024	<p>Pretrial conference report filed. Judge: Ginsburg, Hon. Jennifer L</p>		9	
09/26/2024	<p>Certificate of discovery compliance filed by Commonwealth. Judge: Ginsburg, Hon. Jennifer L</p>		10	
09/26/2024	<p>Certificate of discovery compliance filed by defendant. Judge: Ginsburg, Hon. Jennifer L</p>		11	
09/26/2024	<p>Defendant's Election of Jury or Jury-Waived Trial filed Judge: Ginsburg, Hon. Jennifer L</p>		12	
09/26/2024	<p>Event Scheduled Event: Jury Trial (CR) Date: 10/30/2024 Time: 08:30 AM Result: Reschedule of Hearing</p>			
09/26/2024	<p>Defendant's Election of Jury or Jury-Waived Trial filed Judge: Ginsburg, Hon. Jennifer L</p>		13	
09/26/2024	<p>Certificate of discovery compliance filed by defendant. Judge: Ginsburg, Hon. Jennifer L</p>		14	
09/26/2024	<p>Certificate of discovery compliance filed by Commonwealth. Judge: Ginsburg, Hon. Jennifer L</p>		15	
09/26/2024	<p>Pretrial conference report filed. Judge: Ginsburg, Hon. Jennifer L</p>		16	
09/26/2024	<p>Habeas Corpus Writ issued to Plymouth County House of Correction for Walter Muchiri, detainee presently in the custody of United States Custom Enforcement for his-her appearance on 10/30/2024 08:30 AM Jury Trial (CR). The Sheriff of Plymouth County to arrange for the detainee's presence as a defendant at the scheduled court hearing. **IN PERSON CTRM 23**</p> <p>Judge: Ginsburg, Hon. Jennifer L</p>			
09/26/2024	<p>Form generated:</p> <p>Habeas Corpus for Detainee in the Custody of ICE Sent On: 09/26/2024 14:52:07 Submitted On: 09/26/2024 14:52:23</p>			
09/27/2024	<p>Form generated:</p> <p>Habeas Corpus for Detainee in the Custody of ICE Sent On: 09/27/2024 09:27:19 Submitted On: 09/27/2024 09:27:27</p>			
10/25/2024	<p>Event Resulted: Motion Hearing (CR) scheduled on: 10/25/2024 09:30 AM Has been: Held - Motion allowed Hon. David P Despotopoulos, Presiding</p>			
10/25/2024	<p>Defendant's motion to reschedule or continue scheduled court hearing filed and ALLOWED.</p>		17	
10/25/2024	<p>Event Resulted: Jury Trial (CR) scheduled on: 10/30/2024 08:30 AM Has been: Reschedule of Hearing For the following reason: Brought forward Hon. David P Despotopoulos, Presiding</p>			

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
10/25/2024	Event Scheduled Event: Jury Trial (CR) Date: 11/13/2024 Time: 08:30 AM Result: Reschedule of Hearing			
10/25/2024	Habeas Corpus for prosecution issued to Plymouth County House of Correction returnable for 11/13/2024 08:30 AM Jury Trial (CR): Further Orders: **REVISED HABE - CANCEL FOR 10/30** **IN PERSON CTRM 23**			
10/25/2024	Habeas Corpus Writ issued to Plymouth County House of Correction for Walter Muchiri, detainee presently in the custody of United States Custom Enforcement for his-her appearance on 11/13/2024 08:30 AM Jury Trial (CR). The Sheriff of Plymouth County to arrange for the detainee's presence as a defendant at the scheduled court hearing. ****CANCEL HABE FOR 10/30/24**** IN PERSON COURTROOM 23			
10/25/2024	Form generated: Habeas Corpus for Detainee in the Custody of ICE Sent On: 10/25/2024 11:36:41			
10/25/2024	Form generated: Habeas Corpus for Detainee in the Custody of ICE Sent On: 10/25/2024 11:38:18 Submitted On: 10/25/2024 11:38:26			
10/25/2024	Form generated: Habeas Corpus for Detainee in the Custody of ICE Sent On: 10/25/2024 11:40:09 Submitted On: 10/25/2024 11:40:18			
11/13/2024	Event Resulted: Jury Trial (CR) scheduled on: 11/13/2024 08:30 AM Has been: Reschedule of Hearing For the following reason: Joint Request of Commonwealth and Defendant Hon. Steven D Power, Presiding			
11/13/2024	Event Scheduled Event: Jury Trial (CR) Date: 12/11/2024 Time: 08:30 AM Result: Reschedule of Hearing			
11/13/2024	Habeas Corpus for prosecution issued to Plymouth County House of Correction returnable for 12/11/2024 08:30 AM Jury Trial (CR): Further Orders: **IN PERSON COURTROOM 23** Judge: Power, Hon. Steven D			
11/14/2024	Habeas Corpus Writ issued to Plymouth County House of Correction for Walter Muchiri, detainee presently in the custody of United States Custom Enforcement for his-her appearance on 12/11/2024 08:30 AM Jury Trial (CR). The Sheriff of Plymouth County to arrange for the detainee's presence as a defendant at the scheduled court hearing. ****IN PERSON RM 23 FOR JURY TRIAL **** Judge: Power, Hon. Steven D			
11/14/2024	Form generated: Habeas Corpus for Detainee in the Custody of ICE Sent On: 11/14/2024 10:50:34 Submitted On: 11/14/2024 10:50:43			
11/15/2024	Document and/or notice received and filed on criminal case to wit OTHER: email sent by Plymouth H of C -Habe was denied by ICE Judge: D'Andrea, Brian		18	
12/11/2024	Event Resulted: Jury Trial (CR) scheduled on: 12/11/2024 08:30 AM Has been: Reschedule of Hearing For the following reason: Both Parties Request Hon. Steven D Power, Presiding			
12/11/2024	Event Scheduled Event: Jury Trial (CR)			

<u>Docket Date</u>	<u>Docket Text</u>	<u>Amount Owed</u>	<u>File Ref Nbr.</u>	<u>Image Avail.</u>
	Date: 01/07/2025 Time: 08:30 AM Result: Not Held			
12/11/2024	Habeas Corpus Writ issued to Plymouth County House of Correction for Walter Muchiri, detainee presently in the custody of United States Custom Enforcement for his-her appearance on 01/07/2025 08:30 AM Jury Trial (CR). The Sheriff of Plymouth County to arrange for the detainee's presence as a defendant at the scheduled court hearing. ***IN PERSON ROOM 23***			
12/11/2024	Form generated: Habeas Corpus for Detainee in the Custody of ICE Sent On: 12/11/2024 09:55:14 Submitted On: 12/11/2024 09:55:19			
12/11/2024	Document and/or notice received and filed on criminal case to wit OTHER: Habe was denied by ICE		19	
12/16/2024	Form generated: Habeas Corpus for Detainee in the Custody of ICE Sent On: 12/16/2024 11:16:26			
01/07/2025	Event Scheduled Event: Jury Trial (CR) Date: 01/23/2025 Time: 08:30 AM Result: Not Held			
01/07/2025	Event Resulted: Jury Trial (CR) scheduled on: 01/07/2025 08:30 AM Has been: Not Held For the following reason: Defendant not present Comments: Defendant not transported Hon. Jennifer L Ginsburg, Presiding			
01/07/2025	Habeas Corpus Writ issued to Plymouth County House of Correction for Walter Muchiri, detainee presently in the custody of United States Custom Enforcement for his-her appearance on 01/23/2025 08:30 AM Jury Trial (CR). The Sheriff of Plymouth County to arrange for the detainee's presence as a defendant at the scheduled court hearing. **IN PERSON COURTROOM 23** Judge: Ginsburg, Hon. Jennifer L			
01/07/2025	Form generated: Habeas Corpus for Detainee in the Custody of ICE Sent On: 01/07/2025 12:35:19			
01/10/2025	Document and/or notice received and filed on criminal case to wit OTHER: Habe for defendant to appear on 1/23/25 for Jury Trial denied by ICE		20	
01/22/2025	Motion to Dismiss DENIED.			
01/23/2025	Event Resulted: Jury Trial (CR) scheduled on: 01/23/2025 08:30 AM Has been: Not Held For the following reason: Defendant not present Comments: defendant not transported to event Hon. Steven D Power, Presiding			
01/23/2025	Document and/or notice received and filed on criminal case to wit OTHER: Per council @ 1/23/25 Hearing: no habe to be requested for next court date of 2/12/25 Judge: Power, Hon. Steven D		21	

Case Disposition

<u>Disposition</u>	<u>Date</u>
Pending	04/29/2024